

**Terminal Disclaimer To Obviate A Double
Patenting Rejection Over A Prior Patent**

Docket No.
O2Micro 99.03CON3

Application Of: LIN

Serial No.
10/776,417

Filing Date
February 11, 2004

Examiner
Rajnikant B. Patel

Group Art Unit
2838

Invention: **HIGH EFFICIENCY ADAPTIVE DC/AC CONVERTER**

Owner of Record: O2Micro International Limited

TO THE COMMISSIONER FOR PATENTS:

The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,259,615. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.

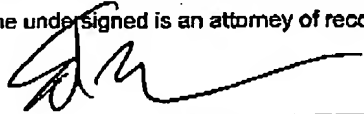
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.



Dated: July 7, 2004

Signature

Edmund P. Pfleger

Typed or Printed Name

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- ☒ Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.
☐ PTO suggested wording for terminal disclaimer was unchanged.
☐ Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. Of: LIN
Serial No. 10/776,417
Filed: February 11, 2004
For: HIGH EFFICIENCY ADAPTIVE DC/AC CONVERTER
Group: 2838
Examiner: Rajnikant B. Patel
DOCKET: O2MICRO 99.03CON3
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450
Attn: Examiner Rajnikant B. Patel

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office, Attn. Examiner Rajnikant B. Patel, Art Unit 2838, at fax number (703) 872-9306 on July 7, 2004.

By Dana Robertson
Dana Robertson

TERMINAL DISCLAIMER

Dear Sir:

This is in response to the Examiner's request for a terminal disclaimer

Remarks/Arguments begin on page 2 of this paper.

REMARKS

Enclosed herewith is a Terminal Disclaimer in response to the Examiner's request for same. No specific discussion of the Double Patenting rejection is believed necessary.

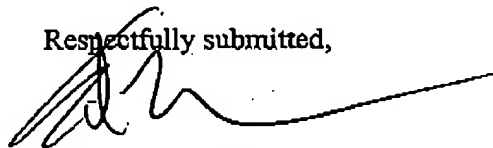
All claims are believed allowable, and early allowance is earnestly solicited.

If the Examiner desires personal contact for further disposition of this case, the Examiner is invited to call the undersigned Attorney at 603.668.6560.

A credit card authorization in the amount of \$110.00 for Large Entity is included herewith to cover the Terminal Disclaimer fee.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account No. 50-2121.

Respectfully submitted,



Edmund P. Pfleger
Attorney for Applicant
Reg. No. 41,252